

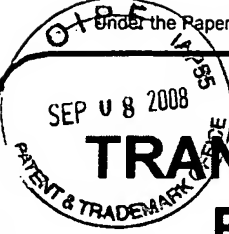
ISW

PTO/SB/21 (12-07)

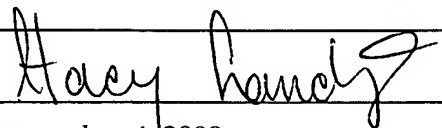
Approved for use through 12/31/2007. OMB 0651-0031

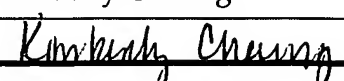
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

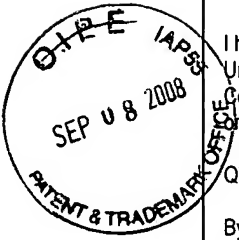
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control.

 <h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>	Application Number	10/768,744	
	Filing Date	February 2, 2004	
	First Named Inventor	Christopher A. Hunter	
	Group Art Unit	1647	
	Examiner Name	Cherie Michelle Woodward	
Total Number of Pages in This Submission		Attorney Docket Number	120-000220US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> PTO-1449 Form	<input checked="" type="checkbox"/> Interview Summary
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Cited References	<input type="checkbox"/> Request for Continued Examination (RCE)
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Copy of PCT Search Report	<input type="checkbox"/> Request for Corrected Filing receipt
<input type="checkbox"/> Amendment and Request for Reconsideration	<input type="checkbox"/> Copy of EP Search Report	<input type="checkbox"/> Copy of Filing Receipt – marked up
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> Receipt Acknowledgement Postcard	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Authorization to Charge Deposit Account Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<div style="border: 1px solid black; padding: 5px;">Remarks</div>	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Stacy Landry, Reg. No. 42,779, Quine Intellectual Property Law Group, P.C.
Signature	
Date	September 4, 2008

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Kimberly Cheung		
Signature		Date	September 4, 2008



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 4, 2008.

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By: _____

Kimberly Cheung

Appl. No.	:	10/768,744	Confirmation No. 4909
Applicant	:	Christopher Hunter	
Filed	:	February 2, 2004	
TC/A.U.	:	1647	
Examiner	:	Cherie Michelle Woodward	
Docket No.	:	120-000220US	
Customer No.	:	22798	
Client Ref No.:	:	Q-3364	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Interview Summary

Sir:

In response to the Office Communication of August 7, 2008, Applicants would like to thank Examiners Woodward and Rao for the helpful interview of July 30, 2008,

Date of interview: July 30, 2008

Type: Telephonic

Claims discussed: all pending

Prior art discussed: all pending

Participants:

Cherie Woodward, Examiner,

M. Rao, SPE,

Christopher Hunter, inventor

Stacy Landry, Applicants' representative

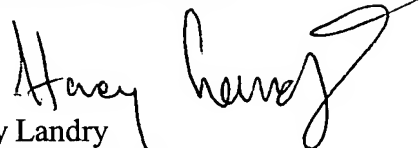
The interview served to establish the differences between the prior art and the claimed invention and identify what issues need further clarification, e.g., the patentability of a novel method of using a known compound, the concept of inherent anticipation, and the

Appl. No. 10/768,744
September 4, 2008

different patient population that is selected in the claimed invention. Examiner Woodward expressed concern over the term "modulating" in the claims and Applicant agreed to amend those claims. Applicants expressed concern over some misrepresentations of their previous arguments and were advised to describe such in the next response filed. Applicants have responded to these issues in detail in the response filed August 8, 2008.

QUINE INTELLECTUAL PROPERTY LAW GROUP
P.O. BOX 458, Alameda, CA 94501
Tel: 510 337-7871
Fax: 510 337-7877
PTO Customer No.: **22798**
Deposit Account No.: **50-0893**

Respectfully submitted,


Stacy Landry
Reg. No: 42,779

Attachments:

- 1) A transmittal sheet;
- 2) A receipt indication postcard.